

Please type a plus sign (+) inside this box → ☐

PTO/SB/01 (12-97)
Approved for use through 9/30/00. OMB 0651-0032
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 CFR 1.63)**

☒ Declaration Submitted with Initial Filing OR ☐ Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Attorney Docket Number 9403-0F255US0

First Named Inventor BRAD S. KONIA

COMPLETE IF KNOWN

Application Number /

Filing Date

Group Art Unit

Examiner Name

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

ONLINE AUCTION BID MANAGEMENT SYSTEM AND METHOD

the specification of which (Title of the Invention)

☒ is attached hereto
OR

☐ was filed on (MM/DD/YYYY) as United States Application Number or PCT International

Application Number and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
			<input type="checkbox"/>	YES <input type="checkbox"/>	NO <input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	
		<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

EXPRESS MAIL NO. EL261924778US

Please type a plus sign (+) inside this box → ☐

PTO/SB/01 (2-87)

Approved for use through 9/30/00, OMB 065-0032

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.**DECLARATION — Utility or Design Patent Application**

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT International application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.66 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

U.S. Parent Application or PCT Parent Number**Parent Filing Date (MM/DD/YYYY)****Parent Patent Number (if applicable)**☐ Additional U.S. or PCT International application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

☐ Customer Number

OR

☐ Registered practitioner(s) name/registration number listed below

Place Customer Number Bar Code Label here

Name

Registration Number

Name

Registration Number

☐ Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.Direct all correspondence to: ☐ Customer Number or Bar Code Label OR ☒ Correspondence address below

Name

IVAN POSEY, ESQ.

Address

DARBY & DARBY, P.C.

Address

707 WILSHIRE BOULEVARD, 32nd FLOOR

City

LOS ANGELES

State

CA

ZIP

90017

Country

US

Telephone

(213) 243-8000

Fax

(213) 243-8050

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:☐ A petition has been filed for this unsigned inventor

Given Name (first and middle (if any))

BRAD S.

Family Name or Surname

KONIA

Inventor's Signature

Date

1/26/00

Residence: City

MIAMI BEACH

State

FL

Country

US

Citizenship

US

Post Office Address

1500 BAY ROAD

Post Office Address

SUITE 838

City

MIAMI BEACH

State

FL

ZIP

33139

Country

US

☐ Additional Inventors are being named on the supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: BRAD S. KONIA

Examiner: Not yet assigned

Serial No.: 09/

Art Unit: Not yet assigned

Filed:

For: ONLINE AUCTION BID
MANAGEMENT SYSTEM AND
METHOD

Atty. Dkt. No.: 9403-0F255US0

POWER OF ATTORNEY BY ASSIGNEE
TO EXCLUSION OF INVENTOR

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

I, Brad S. Konia, am the Vice President of Web Marketing.nu, Inc., the assignee of the entire right, title and interest in the application for United States Letters Patent entitled ONLINE AUCTION BID MANAGEMENT SYSTEM AND METHOD and filed concurrently herewith and am authorized to sign on its behalf.

The Assignment of this application to Web Marketing.nu, Inc. is being submitted for recordation concurrently with this Power of Attorney.

I have reviewed the foregoing document and hereby certify that, to the best of my knowledge and belief, title to the subject matter of this patent is in Web Marketing.nu, Inc.

I hereby appoint: Harold E. Wurst, Reg. No. 22,183; Robert A. Green, Reg. No. 28,301; Stephen D. Burbach, Reg. No. 40,285; Ivan Posey, Reg. No. 43,865; Derrick Reed, Reg. No.

002370-4467460

PATENTS

Dkt. No. 9403-0F255US0

40,138; Gordon D. Coplein, Reg. No. 19,165; William F. Dudine, Jr., Reg. No. 20,569; Michael J. Sweedler, Reg. No. 19,937; S. Peter Ludwig, Reg. No. 25,351; Paul Fields, Reg. No. 20,298; Joseph B. Lerch, Reg. No. 26,936; Melvin C. Garner, Reg. No. 26,272; Ethan Horwitz, Reg. No. 27,646; Beverly B. Goodwin, Reg. No. 28,417; Adda C. Gogoris, Reg. No. 29,714; Martin E. Goldstein, Reg. No. 20,869; Bert J. Lewen, Reg. No. 19,407; Henry Sternberg, Reg. No. 22,408; Peter C. Schechter, Reg. No. 31,662; Robert Schaffer, Reg. No. 31,194; Robert C. Sullivan, Jr., Reg. No. 30,499; Ira J. Levy, Reg. No. 35,587; and Joseph R. Robinson, Reg. No. 33,448, all members of the bar of one or more states, all of the law firm of Darby & Darby, P.C., 707 Wilshire Blvd., 32nd Floor, Los Angeles, California 90017 and 805 Third Avenue, New York, New York 10022 as our attorneys and agents to prosecute this application and to transact all business in the United States Patent and Trademark Office in connection therewith, said appointment to be to the exclusion of the inventors and their attorneys in accordance with Rule 32 of the Patent Office Rules of Practice.

Please send all correspondence to:

Ivan Posey, Esq.
DARBY & DARBY, P.C.
707 Wilshire Blvd., 32nd Floor
Los Angeles, California 90017
Telephone (213) 243-8000

Web Marketing, Inc.

Date: 1/26/00

By: 

Brad S. Konia
Vice President

Approved for use through 09/30/2000 PTO/SB NO (1-99) CUB 0051-000

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) & 1.27(c))--SMALL BUSINESS CONCERN**

Docket Number (Optional)
9403-0F255US0

Applicant, Patentee, or Identifier: Brad S. Konia

Application or Patent No.:

Filed or Issued:

Title:

I hereby state that I am

- ☐ the owner of the small business concern identified below:
☒ an official of the small business concern empowered to act on behalf of the concern identified below.

NAME OF SMALL BUSINESS CONCERN Wed Marketing,nu, Inc.

ADDRESS OF SMALL BUSINESS CONCERN 1500 Bay Road, Suite 838
Miami Beach, Florida 33139

I hereby state that the above identified small business concern qualifies as a small business concern as defined in 13 CFR Part 121 for purposes of paying reduced fees to the United States Patent and Trademark Office. Questions related to size standards for a small business concern may be directed to: Small Business Administration, Size Standards Staff, 409 Third Street, SW, Washington, DC 20416.

I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:

- ☒ the specification filed herewith with title as listed above.
☐ the application identified above.
☐ the patent identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern, or organization having rights in the invention must file separate statements as to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern, or organization having any rights in the invention is listed below:

- ☒ no such person, concern, or organization exists.
- ☐ each such person, concern, or organization is listed below.

Separate statements are required from each named person, concern or organization having rights to the invention stating their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

NAME OF PERSON SIGNING **Brad S. Konia**

TITLE OF PERSON IF OTHER THAN OWNER Vice President

ADDRESS OF PERSON SIGNING 1500 Bay Road, Ste. 838, Miami Beach, FL 33139

SIGNATURE

DATE 1/26/05